

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

TERANCE MCNINCH and	)	
PEGGY MCNINCH,	)	
Plaintiffs,	)	
	)	
v.	)	Case No. 19-cv-2305
	)	
THE GUARDIAN LIFE INSURANCE	)	Judge Mary M. Rowland
COMPANY OF AMERICA,	)	
Defendant.	)	

**PLAINTIFFS' MOTION FOR ENTRY OF JUDGMENT  
PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 52**

NOW COME Plaintiffs, TERANCE MCNINCH and PEGGY MCNINCH, by their attorneys, JENNIFER M. DANISH, ANDREW BRYANT, and BRYANT LEGAL GROUP PC, and pursuant to Fed.R.Civ.P. 52(a), move for the entry of judgment on their behalf on the grounds that there are disputed issues of fact in this matter; however, the evidence weighs substantially in Plaintiffs' favor and entitles them to an award of benefits and other relief. In support thereof, Plaintiffs have submitted their proposed findings of fact and conclusions of law.

WHEREFORE, Plaintiffs pray that the court award them all accidental death benefits, along with interest, fees and costs pursuant to 29 U.S.C. §1132(g), and all other relief this Court deems proper and just.

Dated: June 15, 2021

Respectfully submitted,

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### **CERTIFICATE OF SERVICE**

The undersigned certifies that she served a copy of the foregoing Plaintiffs' Motion For Entry Of Judgement Pursuant to Federal Rule of Civil Procedure 52 via ECF system on June 15, 2021, addressed to the parties listed below:

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